

**AMENDMENTS TO THE CLAIMS**

**This listing of claims will replace all prior versions and listings of claims in the application:**

**LISTING OF CLAIMS:**

1. (Currently Amended) A Group III nitride semiconductor element comprising a substrate; a first nitride semiconductor layer composed of AlN single crystal having a thickness of .005 to .5  $\mu\text{m}$  which is provided on the substrate; a second nitride semiconductor layer composed of  ~~$\text{Al}_{x1}\text{Ga}_{1-x1}\text{N}$  ( $0 \leq x1 \leq 0.1$ )~~

$\text{Al}_{x1}\text{Ga}_{1-x1}\text{N}$  ( $0 < x1 \leq 0.05$ ) which is provided on the first nitride semiconductor layer; and a third nitride semiconductor layer composed of  $\text{Al}_{x2}\text{Ga}_{1-x2}\text{N}$  ( $0 < x2 < 1$  and  $x1 + 0.02 \leq x2$ ) which is provided on the second nitride semiconductor layer.

2. (Original) A Group III nitride semiconductor element according to claim 1, wherein said substrate is selected from a group consisting of sapphire single crystal, Si single crystal, SiC single crystal, AlN single crystal, and GaN single crystal.

3. (Previously Presented) A Group III nitride semiconductor element according to claim 1, wherein said second nitride semiconductor layer is formed of an island-like structure in which crystals of different heights are arranged so as to be separated from one another.

4. (Currently Amended) A Group III nitride semiconductor element according to ~~claim 1~~ claim 3, wherein the Al content of said second nitride semiconductor layer differs from

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~~region to region of the island-like structure contains a region having a low Al content and a region having a high Al content.~~

5. (Cancelled).
6. (Currently Amended) A Group III nitride semiconductor element according to ~~claim 5~~ claim 1, wherein said second nitride semiconductor layer is composed of  ~~$\text{Al}_{x1}\text{Ga}_{1-x1}\text{N}$  ( $0 \leq x1 \leq 0.02$ )~~  $\text{Al}_{x1}\text{Ga}_{1-x1}\text{N}$  ( $0 < x1 \leq 0.2$ ).
7. (Previously Presented) A Group III nitride semiconductor element according to claim 1, wherein said second nitride semiconductor layer has a thickness of 1 to 500 nm.
8. (Original) A Group III nitride semiconductor element according to claim 7, wherein said second nitride semiconductor layer has a thickness of 1 to 400 nm.
9. (Original) A Group III nitride semiconductor element according to claim 8, wherein said second nitride semiconductor layer has a thickness of 1 to 300 nm.
10. (Previously Presented) A Group III nitride semiconductor element according to claim 1, wherein said second nitride semiconductor layer is composed of an undoped semiconductor.

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11. (Previously Presented) A Group III nitride semiconductor light-emitting device comprising a Group III nitride semiconductor element according to claim 1; a fourth nitride semiconductor layer provided on said third nitride semiconductor layer of said semiconductor element, said fourth nitride semiconductor layer including an n-type layer, a light-emitting layer, and a p-type layer, which are successively formed atop said third nitride semiconductor layer in this order; a negative electrode provided on said n-type layer; and a positive electrode provided on said p-type layer.

12. (Original) A light-emitting diode comprising a Group III nitride semiconductor light-emitting device according to claim 11.

13. (Original) A laser diode comprising a Group III nitride semiconductor light-emitting device according to claim 11.

14. (Previously Presented) A semiconductor device comprising a Group III nitride semiconductor element according to claim 1.

15. (Cancelled).

16. (New) A Group III nitride semiconductor element according to claim 4, wherein the second nitride semiconductor layer has a region having a lower Al content at a position closer to the substrate and a higher Al content at a position further from the substrate.